

Regular Meeting of the Board of  
Trustees of the Village of Herkimer  
on Monday July 21, 2014, at 7:00  
P.M. in Municipal Hall

6:30 P.M. – AFLAC Presentation

6:45 P.M. – Presentation with Standard Insulating – on Concrete Sidewalk Lifting

## **AGENDA**

7:00 P.M. Opening of Regular Meeting and Roll Call of Officers

Pledge of Allegiance

Minutes of the Regular Meeting of July 7, 2014. Minutes of Special Meeting of July 14, 2014

### **3. PUBLIC MEETING**

#### **4. PETITIONS AND COMMUNICATIONS**

**4A.** Request from Melissa Harvey to use Lou Ambers Field, Saturday, July 26 from 2-6 PM.

**4B.** Request from Herkimer Police departments' DARE Program.

**4C.** Request from Michael Wainwright, Quartermaster of VFW Post 4915.

#### **5. RESOLUTIONS AND LOCAL LAWS**

**5A.** Resolution #14-18, Amend the General Fund Budget

**5B.** Resolution #14-19, Slow Sand Filtration Payment

#### **6. REPORTS**

**6A.** Village Justice Court Report for June 2014 (Manne)

**6B.** Village Justice Court Report for June 2014 (Petucci)

#### **7. OLD BUSINESS**

**7A.** Attorneys Report

#### **8. NEW BUSINESS**

**8A.** Police Personnel

**8B.** Fire Personnel

**8C.** Water/Sewer Personnel

**8D.** Personnel

**Community Development Audit**

**Village of Herkimer Audit**

Next Regular Board Meeting Monday August 4, 2014 at 7:00 P.M.

Regular Meeting of the Board of Trustees of the Village of  
Herkimer, New York, held, Monday, July 21, 2014, at 6:30  
P.M. in Municipal Hall.

At 6:30 P.M. the board met with Rebecca Pitcher and Joseph Calarco from AFLAC who did a presentation on the affordable insurance they can provide to village employees. They said they would like to meet with the employees and show them what they have to offer.

The 6:45 P.M. Presentation with Standard Insulating – on Concrete Lifting was cancelled.

The Regular Meeting was opened at 7:00 p.m.

PRESENT: Mayor Anthony Brindisi  
Trustee Harold Stoffolano  
Trustee Greg Malta  
Trustee Fred Weisser  
Trustee Kelly Brown  
Village Attorney Nicholas Macri  
Acting Clerk Treasurer Amanda Viscomi

**Department Heads Present:** Water Sewer Superintendent Scott Blais, Fire Chief John Spanfelner, Police Chief Joseph Malone, Street Superintendent Peter Macri.

The **Pledge of Allegiance** was said, led by Mayor Brindisi.

On a motion by Trustee Stoffolano, seconded by Trustee Malta and carried, the minutes as distributed of the **Regular Meeting of July 7, 2014** and the **Special Meeting July 14, 2014** were accepted and placed on file.

### **3. PUBLIC MEETING**

**Johnathan Reska**, of 433 Briarcliff Ave, Utica, NY PBA President asked when the retro-active raises will be done. He said the Memorandum of Agreement was signed at the end of June. Amanda Viscomi Clerk Treasurer said the office is currently upgrading all their financial software in the office and need a little time. She suggested that August 6<sup>th</sup> would be a date to look for. He also questioned why the minutes did not reflect the approval of the \$4,000.00 incentive for Marty Luppino that was agreed upon by the board. The clerk said they were discussing the changes in the buyout for retirees and the board just failed to complete it. Attorney Nicholas Macri said the board can act on it now. Mayor Brindisi made a motion, seconded by Trustee Stoffolano and carried, to approve the \$4,000.00 prior incentive for Marty Luppino upon retirement.

**Mike Wainwright, VFW Quartermaster**, offered the use of their facility in cases of emergencies, he said just call 717-3865. The matter was referred to Trustee Brown who suggested he also coordinate with the Red Cross.

Since no one else wished to speak, the Public Meeting was closed at 7:10 P.M. on a motion by Trustee Malta, seconded by Trustee Brown and carried.

### **4. PETITIONS AND COMMUNICATIONS**

**4A.** The request from Melissa Harvey to use Lou Ambers Field, Saturday, July 26 from 2-6 PM was approved on a motion by Trustee Brown, seconded by Trustee Stoffolano and carried.

**4B.** The request from Herkimer Police Departments' DARE Program to close village streets for the annual DARE run was approved on a motion by Trustee Weisser, seconded by Trustee Malta and carried.

**4C.** Quartermaster Michael Wainwright, of VFW Post 4915 spoke during the Public Meeting.

## **5. RESOLUTIONS AND LOCAL LAWS**

**5A.** On a motion by Trustee Stoffolano, seconded by Trustee Weisser and carried, **Resolution #14-18** was approved.

RESOLVED, that the Village Clerk-Treasurer is hereby authorized to amend the 2014-15 General Fund Budget in the amount of \$58.50 representing the June 2014 proceeds from Herkimer Museum.

A-510 Estimated Revenue: \$58.50  
A-2705 Gifts & Donations: \$58.50  
A-960 Appropriations: \$58.50  
A-6410-445 Museum: \$58.50

**5B.** On a motion by Trustee Stoffolano, seconded by Trustee Malta and carried, **Resolution #14-19** was approved.

RESOLVED, that the Village Clerk-Treasurer is hereby authorized to pay The New York Environmental Facilities Corporation principal in the amount of \$76,667.00 which is due on August 23, 2014 for Slow Sand Filtration Project.

## **6. REPORTS**

**6A.** On a motion by Trustee Stoffolano, seconded by Trustee Malta and carried, the Village Justice Court Report (Manne) for June 2014 was placed on file.

**6B.** On a motion by Trustee Weisser, seconded by Trustee Brown and carried, the Village Justice Court report (Petucci) for June 2014 was placed on file.

## **7. OLD BUSINESS**

### **7A. Attorney's Report**

1. Attorney Macri had a conversation with the owner of **Glory Days**. She told Attorney Macri she had 3 quotes to have the building taken down. He said the village has a local law that may help, but it is for property owners.

2. **Hold Harmless Agreement** is done.

3. He had a meeting with **Codes** to discuss procedures and the N. Main St. Property.

4. Researched **Notice of Public Meetings** case law; have to give notice and post in conspicuous place. The village must advise of each and every meeting. If Telegram was not notified, that would constitute an illegal.

The **Attorneys Report** was accepted on a motion by Trustee Weisser, seconded by Trustee Malta and carried.

## **8. NEW BUSINESS**

**8A. Police Personnel**, for disciplinary action, was referred to Executive Session on a motion by Trustee Stoffolano, seconded by Trustee Malta and carried.

**8B. Fire Personnel**, for disciplinary action, was referred to **Executive Session** on a motion by Trustee Weisser, seconded by Trustee Stoffolano and carried.

**8C. Water/Sewer Personnel**, to fill a vacancy, was referred to **Executive Session** on a motion by Trustee Stoffolano, seconded by Trustee Weisser and carried.

**8D. Personnel**, possible contract issues was referred to **Executive Session** on a motion by Trustee

Brown, seconded by Trustee Malta and carried.

**8E.** Mayor Brindisi made the following **Zone Appointments**. William Deis and Steve Gay were reappointed to another 3 year term. Scott Scherer was a new 3 year appointment to the Zoning Board and Sidney Renshaw was appointed alternate.

On a motion by Trustee Kelly, seconded by Trustee Malta and carried, to adjourn to **Executive Session** at 7:40 PM to discuss **8A, 8B, 8C and 8D**.

The Regular Meeting was re-opened at 9:30 PM on a motion by Trustee Brown, seconded by Trustee Stoffolano and carried.

**8A.** No action taken on **Police Personnel**.

**8B.** No action was taken on **Fire Personnel**.

**8C.** On a motion by Trustee Weisser, seconded by Trustee Stoffolano and carried, to hire **Jason Hopson** as a **Water Maintenance Operator Grade 2** as recommended by Water Sewer Superintendent Scott Blais. His effective date was undetermined due to notice to his current employer.

**8D. Personnel** was informational only. The board met with Department Heads to discuss spending and budgetary procedures.

On a motion by Trustee Stoffolano, seconded by Trustee Malta and carried, the **Village of Herkimer Audit** was approved:

General Fund:	\$230,733.06	Sewer Fund:	\$36,940.44
Water Fund:	\$ 36,755.75		

The **Regular Meeting** was adjourned at 9:35 P.M. on a motion by Trustee Stoffolano, seconded by Trustee Malta and carried.

There will be a **Special Meeting** Thursday, July 24, 2014 at 6:00 PM, to meet with Attorney Longstreet.

Next **Regular Meeting** is Monday, August 4, 2014.

Respectfully submitted,

Amanda Viscomi  
Acting Clerk Treasurer